

bill.

PRESIDENT: The Chair recognizes Senator Beyer. Senator Beyer, do you wish to speak on the bill before us? It is on the bill. We are on the amendments, do you want to wait for the bill?

SENATOR BEYER: Not on the kill.

PRESIDENT: Oh, we are on a kill motion. We are on a motion to kill the bill. All right. Senator Haberman.

SENATOR HABERMAN: Mr. President, members of the body, I don't want you to really swallow the esteemed Senator's statement that it is a matter of time until it is expanded because I promise you all the years that I will be here in the Legislature I will vigorously oppose the expanding of this law, to just leave it the way it is...we have it written now. Now Mr. Lamberty is, as you well know, pretty well schooled in highways and roads and he is the Director of the Department of Roads and here is what he testified. He says, "We think that in this case probably an exception needs to be made to that because we understand the difficulty of knowing precisely what you have on a truck when you are out in a field loading, and we also understand the necessity to get it out of the field as quick as you can. I do not oppose the concept that a farmer should have some flexibility on the weight in terms of hauling from field to market or field to storage, and I do think maybe 25 percent is too high." At 25 percent, he testified in favor of the bill. Now we have lowered it to 15 percent and I am sure that Mr. Lamberty is happy about that. So I guess what we have here is we have two different opinions, Senator Warner's and Mr. Lamberty's. Mr. Lamberty says it is fine, he understands the problem, let the farmer go ahead and do it. He is the man who has to account for building, rebuilding, or whatever you do to the roads. Now Senator Warner said from the first load he should be able to judge. Well, if a farmer harvests his corn for three days and a snowstorm comes, then he has to go back, he is going to have maybe 15 first loads because he can't continue. I think it took some farmers, what, seven, eight weeks, nine weeks, so that is not a factual fact that from your first load because in the weeks between those loads the moisture changes, the ears drop off, the ears shrink, so I would definitely ask you not to IPP this bill. It has gone through the committee